



Attorney Docket No. 029310.51098D1



REQUEST FOR FILING A PATENT APPLICATION UNDER
UNDER 37 C.F.R. §1.53(b)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application Serial No: 10/117,335

Filed: April 8, 2002

Examiner: Janet Coppins

Group: 1625

BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a divisional application under 37 C.F.R. §1.53(b) of pending prior application Serial No. 10/117,335 filed April 8, 2002, of Matthias GERLACH and Corinna MAUL, entitled BICYCLIC IMIDAZO-5-YL-AMINE DERIVATIVES.

1. Accompanying this order is a true copy of the prior application as originally filed with a copy of executed Declaration and Power of Attorney.
2. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
3. Please enter the accompanying Preliminary Amendment before calculating the filing fee.
4. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee					\$375/750 = \$750.00
Total Claims	<u>18</u>	-	20	=	<u>4</u> x \$ 9/18 = \$
Independent Claims	<u>4</u>	-	3	=	<u>1</u> x \$42/84 = \$84.00
Multiple Dependent Claim Presented					\$140/280 = \$
Total Filing Fee					<u>\$834.00</u>

5. A check in the amount of \$834.00 to cover the filing fee is enclosed.
6. The Commissioner is hereby authorized to charge any additional fee, or credit any overpayment to Deposit Account No. 05-1323 (Docket No. 029310.51098D1).
7. Kindly amend the specification by inserting before the first line the following sentence:

-- This application is a division of co-pending application Serial No. 10/117,335, filed April 8, 2002, and now U.S. Patent No. _____.--
8. The prior application is assigned to Gruenenthal GmbH and the assignment was recorded on July 9, 2002 at Reel 013085, Frame 0756.
9. Priority of application Nos. 199 48 436.1 filed in Federal Republic of Germany on October 8, 1999 and 199 48 434.1 filed in Federal Republic of Germany on October 8, 1999, is claimed under 35 USC §119. The certified copies of the priority documents have been submitted in parent application Serial No. 10/117,335.
10. The power of attorney in the prior application is to:
James. F. McKeown, Reg. No. 25,406
Donald D. Evenson, Reg. No. 26,160
Gary R. Edwards, Reg. No. 31,824
Joseph D. Evans, Reg. No. 26,269
Jeffrey D. Sanok, Reg. No. 32,169
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and appears in the original application papers in the prior application.

11. Address all future correspondence to:

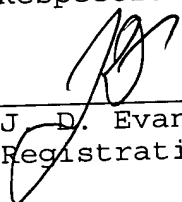
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Address telephone communications to J. D. Evans at
(202) 624-2845.

12. An Information Disclosure Statement is submitted herewith, together with copies of Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application.
13. Other items submitted herewith:
Application Data Sheet
Preliminary Amendment

August 5, 2003

Respectfully submitted,



J. D. Evans
Registration No. 26,269

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